

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

WILLIAM BROWN,	HON. JEROME B. SIMANDLE
Petitioner,	Civil No. 10-2784 (JBS)
v.	
UNITED STATES OF AMERICA,	<u>ORDER</u>
Respondent.	

This matter having come before the Court upon the Government's motion to dismiss William Brown's petition for a writ of habeas corpus [Docket Item 10]; the Court having considered the parties' submissions and finding it unnecessary to hold an evidentiary hearing; for the reasons explained in the Memorandum Opinion of today's date;

IT IS this 26th day of **May, 2011** hereby ORDERED that the Government's motion is **GRANTED** and the Petition will be **DISMISSED WITH PREJUDICE**; and it is further ORDERED that no certificate of appealability shall issue under 28 U.S.C. § 2253(c)(1) because reasonable jurists would not find it debatable that dismissal of the Petition as untimely was required.

s/ Jerome B. Simandle
JEROME B. SIMANDLE
United States District Judge